

FINAL
A G E N D A
7:30 PM

CANTON CITY COUNCIL

JANUARY 30, 2012

ROLL CALL: All Members Present

MOTION TO EXCUSE MEMBERS: Not Necessary

INVOCATION: James Babcock, Council-at-Large

PLEDGE OF ALLEGIANCE: President Allen Schulman

AGENDA CORRECTIONS & CHANGES: (Suspended Rule 22A to add 2nd Rdg O#10 - O#25; O#25 Adopted on 2nd Rdg)

PUBLIC HEARINGS: None

OLD BUSINESS (PUBLIC SPEAKS): Reviewed Pending Issues from Public Speaks

PUBLIC SPEAKS (CITY BUSINESS): Toby Franks read a statement as a feral friend of AlleyCat Allies. The Humane Society does not keep records of the number of animals delivered to them by the Animal Control officer but Mr. Sedlacko's records indicate that 399 cats or kitten were captured in 2011. AlleyCat Allies believes that most of the cats were put to sleep and they are asking Council to suspend the contract with him. Jill Kirsch is from Cripple Creek Ferals & Friends which was started in 2011. She feels that for \$22,000.00 the same number of animals could have been captured, neutered and returned which is less than Mr. Sedlacko's salary. They run a successful program and the cats no longer cause problems in the neighborhoods they service. Their organization is run strictly on donations. Marcia Zawacky informs Councils that the ASPCA provides a lot of information on Google and includes a list of many of the organizations that they work with. She would like Council to do more research on the Trap, Neuter, Release programs. Mrs. Zawacky feels that society is taught to kill to solve a problem. Joy Wagner is the President of Peace for Cats, a non-profit organization that works toward a less costly method of controlling the feral cat population in a city. She is concerned that when Phil leaves out traps they are not tended to overnight and animals can be captured without food and left to the elements of weather. Ms. Wagner is also asking about the other wildlife that gets trapped. Are they killed, released, turned into an agency. Does anyone know that answer? She also is asking for Council to get an education on the alternative choices such as TNR. Marty Weisel is a board member for the Coalition for Animal Concerns and she works with an organization in Akron since Canton does not have a facility that participates in the neuter and spay programs. She would like to see a better use of taxpayers money by using the many willing volunteers to self trap because many cats are outdoors but are still pets. Ms. Weisel requests that the Animal Control officer be monitored and required to meet certain standards. Mackenzie Quartz is an 11 year old, 5th grader that feels some of the laws are unfair for animals. She has been a volunteer for a few years and says just because they can't talk doesn't mean that they don't have feelings so we need to be their voice. Dana Ray is from the People Care Pet Pantry which tries to help owners feed and care for all animals. She works with an organization that will spay a cat for \$25.00 just by walking in. She also feels that the city should strongly enforce the TNR program. Wayne Jamerson upset because the city placed a sticker on his vehicle last week for being parked in the grass. He has seen other cars sitting on grass, concrete, etc. and can't figure out why the city wants to bother people that are just trying to do the right thing. James Parker asking Council why they gave Resolutions to the outgoing Members at the end of the term and did not recognize Mayor Healy. He wanted to publicly honor all of Team Healy for their efforts and for making time to listen to him. Patricia Kirk has worked for the last six years on the Tree Ordinance and she wanted to remind all that while no preparation has been done so far, the Tree Academy classes will be held here in Canton beginning in March. She provided applications for the Mayor and Safety Director.

INFORMAL RESOLUTIONS: None

COMMUNICATIONS:

- | | | |
|-----|---|--|
| 54. | APPLICANT, TIMOTHY GILLEMS: | REQ ZONE CHG FROM B-2 (NEIGHBORHOOD BUSINESS) TO PB-3 (PLANNED GENERAL BUSINESS) @ 509 15 TH ST NW TO ALLOW LED SIGN. - PLANNING COMMISSION |
| 55. | CNCL-AT-LRG BABCOCK, J.,& CIRELLI, M.;
CNCL MBRS FISHER, K., HAWK, G.,
MACK, E. AND MORRIS, F.: | REQ LAW DEPT TO RESEARCH AND DRAFT LEGISLATION FOR AN ORDINANCE REGARDING FORECLOSED HOMES. - JUDICIARY COMMITTEE |
| 56. | FINANCE DIRECTOR DIRUZZA: | REQ AMEND O#220/2011 WITH 8 SUPP APPROP (FOR THE CITY'S CONTINUED OPERATION). - FINANCE COMMITTEE |
| 57. | FISHER, KEVIN WARD 5 CNCL MBR: | REQ LAW DEPT TO DRAFT LEGISLATION AMENDING ALL CODIFIED ORDINANCES WHICH INCLUDE SECTION ON NONDISCRIMINATION TO INCLUDE SEXUAL ORIENTATION & GENDER IDENTITY. - JUDICIARY COMMITTEE |
| 58. | MAYOR WILLIAM HEALY: | REQ AUTHORIZATION TO APPT TERRY S PRATER TO CITY'S BOARD OF ZONING APPEALS FOR TERM OF 1/14/12 - 12/31/14. - PERSONNEL COMMITTEE |
| 59. | MAYOR WILLIAM HEALY: | REQ AUTHORIZATION TO RE-APPT JACK BOLENDER, JR AND DAWN DEVINE TO INVESTMENT BOARD BOTH ON RETRO TERM OF 1/1/12 - 12/31/13. - PERSONNEL COMMITTEE |
| 60. | MAYOR WILLIAM HEALY: | REQ AUTHORIZATION TO RE-APPT IVAN REDINGER, JR. AND TIMOTHY WEDEKAMM TO FAIR HOUSING COMMISSION FOR TERM OF 2/1/12 - 1/31/17. - PERSONNEL COMMITTEE |
| 61. | MAYOR WILLIAM HEALY: | REQ AUTHORIZATION TO APPT RYAN BRAHLER TO VACANT SEAT ON CANTON CONSTRUCTION BOARD FOR TERM OF 2/1/12 - 1/31/15. - PERSONNEL COMMITTEE |

COMMUNICATIONS CONTINUED:

62. MAYOR WILLIAM HEALY: REVISION TO ADVISEMENT OF APPT OF MARILYN FRAZIER TO STARK METRO HOUSING AUTHORITY BOARD OF COMMISSION FOR 5 YR TERM OF 2/1/12 - 1/31/17. - RECEIVED & FILED
63. SERVICE DIRECTOR PRICE: REQ CITY COUNCIL CERTIFY TO COUNTY AUDITOR PROPERTIES THAT WERE MAINTAINED BY STREET DEPT FOR REAL ESTATE TAX LIEN. - FINANCE COMMITTEE
64. SERVICE DIRECTOR PRICE: AUTHORIZE MAYOR AND/OR SERV DIR TO ADVERTISE, REC BIDS, AWARD AND EXECUTE CONSTRUCTION CONTRACT FOR WEST SIDE INTERCEPTOR SANITARY SEWER REHABILITATION PROJ, GP 1138; AUTHORIZE MAYOR AND/OR SERV DIR TO RECV OHIO PUBLIC WORKS COMMISSION GRANT FOR \$1,160,000.00; AUTHORIZE MAYOR AND/OR SERV DIR TO AMEND EXISTING AND/OR ENTER INTO NEW AGMTS W/STARK COUNTY AND NORTH CANTON FOR CONSTRUCTION AND REIMBURSEMENT OF COSTS ASSOCIATED WITH WORK; MAKE \$2,000,000.00 SUPP APPROP FROM 5410 SAN SEWER UNAPPROP BAL TO 5410 206046 SAN SEWER - WEST SIDE INTERCEPTOR SAN SEWER REHAB PROJ GP 1138; MAKE \$1,160,000.00 SUPP APPROP FROM 5443 UNAPPROP BAL WEST SIDE INTERCEPTOR SAN SEWER REHAB PROJ, GP 1138 TO 5443 206046 WEST SIDE INTERCEPTOR SAN SEWER REHAB PROJ GP 1138; AND AUTHORIZE AUDITOR TO DRAW WARRANTS UPON RECEIPT OF VOUCHERS. - FINANCE COMMITTEE
65. SERVICE DIRECTOR PRICE: AMEND O#220/2011 BY MAKING SUPP APPROPS IN EXHIBIT A AND AUTHORIZE THE AUDITOR TO MAKE PAYMENT ON BEHALF OF FUNDS LISTED TO 6023 COMPENSATED ABSENCES FUND. - FINANCE COMMITTEE
66. WEST, THOMAS WARD 2 CNCL MBR: REQ LEGISLATION FOR LAW DEPT TO CREATE A CITIZEN'S REVIEW COMMISSION TO OVERSEE RESIDENTIAL DEMOLITIONS. - JUDICIARY COMMITTEE

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING:

- 1ST RDG 1. AMEND APPROP O#220/2011 BY MAKING \$495,000.00 SUPP APPROP FROM UNAPPROP BAL OF 2237 WATER PARK FACILITY GRANT FUND TO 2237 506001 COMMUNITY DEVELOPMENT - OTHER; EMERGENCY
Referred to Finance Committee
- 1ST RDG 2. AMEND APPROP O#220/2011 BY MAKING \$60,357.94 SUPP APPROP FROM UNAPPROP BAL 2212 NEIGHBORHOOD STABILIZATION PROG FUND TO 2212 506009 STIMULUS - OTHER AND \$45,807.04 SUPP APPROP FROM UNAPPROP BAL 2213 NEIGHBORHOOD STABILIZATION PROG 3 TO 2213 506001 COMM DEV - OTHER; EMERGENCY
Referred to Community and Economic Development Committee
- 1ST RDG 3. AMEND APPROP O#220/2011 BY MAKING \$8,884.17 APPROP REDUCTION FROM 2529 401060 SPECIAL PARK FUNDS - OTHER TO UNAPPROP BAL 2529 NEW HORIZON PARK FUND AND \$2,000.00 APPROP REDUCTION FROM 2785 102000 POLICE - OTHER TO UNAPPROP BAL 2785 2010 LOCAL SOL BYRNE GRANT FUND; EMERGENCY
Referred to Finance Committee
- 1ST RDG 4. ESTABLISHING AN ILLEGAL GUN INTERDICTION AND REDUCTION PROG; APPROP \$35,000.00 TO POLICE DEPT; EMERGENCY
Referred to Judiciary and Finance Committees
- 1ST RDG 5. AMEND APPROP O#220/2011 BY MAKING 23 APPROPS FOR HEALTH DEPT.; EMERGENCY
Referred to Finance Committee
- 1ST RDG 6. AUTHORIZE COUNCIL TO ACCEPT A DONATION IN AMT OF \$2,844.25 FROM WEST PARK NEIGHBORHOOD ASSOC FOR PURCHASE OF 2 SECURITY CAMERAS & ASSOCIATED EXPENSES RELATED TO INSTALLATION OF EQUIPMENT; AMEND APPROP O#220/2011 BY MAKING \$2,844.25 SUPP APPROP FROM UNAPPROP BAL 2776 POLICE DONATION FUND TO 2776 10-20-00 POLICE - OTHER; EMERGENCY
Referred to Finance Committee
- 1ST RDG 7. AUTHORIZE AUDITOR TO PAY MORAL OB IN AMTS NOT TO EXCEED \$8,320.00 TO MARSHALL LAND COMPANY; \$5,282.00 TO COTTRILL WRECKING COMPANY AND \$1,900.00 TO C.R.S. GENERAL CONTRACTING; EMERGENCY
Referred to Finance Committe

ORDINANCES & FORMAL RESOLUTIONS FOR FIRST READING CONTINUED:

- 1ST RDG 8. AUTHORIZE SERV DIR TO ENTER INTO PROF SVC CONTRACT FOR STOP-LOSS INSURANCE FOR CITY EMPLOYEES AND THEIR DEPENDENTS; EMERGENCY
Referred to Finance Committee
- 1ST RDG 9. AUTHORIZE SERV DIR TO ENTER INTO CONTRACT W/MUNICIPAL POOL, MANAGED BY OCHS, INC. FOR GROUP TERM LIFE & ACCIDENTAL DEATH AND DISMEMBERMENT INSURANCE COVERAGE FOR ELIGIBLE CITY EMPLOYEES; EMERGENCY
Referred to Finance Committee

**ORDINANCE & FORMAL RESOLUTIONS FOR SECOND READING:
(SUSPENDED RULE 22A TO ADD O#10 - O#25; O#25 ADOPTED ON 2ND RDG)**

- 2ND RDG 10. AMEND APPROP O#220/2011 BY MAKING \$273,300.00 SUPP APPROP FROM UNAPPROP BAL 4510 2006 CONSTR/RECONSTR BOND FUND TO 4510 201001 SVC DIR ADMIN - OTHER; EMERGENCY
_____(PPCI)
- 2ND RDG 11. RATIFYING THE INTERFUND TRANSFER FOR GRANT ADVANCE & TO REPAY GRANT ADVANCE; AMEND APPROP O#220/2011; EMERGENCY (\$5,016.05) (FIN)
- 2ND RDG 12. AUTHORIZE PARTICIPATION BY CITY IN THE US COMMUNITIES GOVERNMENT PURCHASING ALLIANCE; EMERGENCY (PURCHASE OF SUPPLIES, SERVICES, EQUIPMENT & CERTAIN RELATED MATERIALS WITHOUT COMPETITIVE BIDDING) (FIN)
- 2ND RDG 13. AUTHORIZE PARTICIPATION BY CITY IN STATE CONTRACTS PURSUANT TO ORC SEC 5513.01; EMERGENCY (PURCHASE OF MACHINERY, MATERIALS, SUPPLIES OR OTHER ARTICLES) (FIN)
- 2ND RDG 14. AUTHORIZE PARTICIPATION BY CITY IN STATE OF OH COOP PURCHASING PROGRAM; EMERGENCY (PURCHASE OF SUPPLIES, SERVICES, EQUIPMENT & CERTAIN RELATED MATERIALS WITHOUT COMPETITIVE BIDDING) (FIN)
- 2ND RDG 15. AUTHORIZE SAF DIR TO ENTER INTO PROF SVCS CONTRACT W/ANGELA CAVANAUGH TO SERVE AS CITY'S CHIEF BUILDING OFFICIAL IN AMT NOT TO EXCEED \$108,993.00; EMERGENCY (PER & FIN)
- 2ND RDG 16. AUTHORIZE SAF DIR TO ENTER INTO PROF SVCS CONTRACT W/PHILIP SEDLACKO FOR ANIMAL CONTROL SVCS FOR CITY; EMERGENCY (NOT TO EXCEED \$27,129.00) (PER & FIN)
- 2ND RDG 17. AUTHORIZE SAF DIR TO ENTER INTO LEASE AGMTS W/STARK COUNTY COMMISSIONERS FOR PURPOSE OF UTILIZING CITY OWNED PARKING SPACE; EMERGENCY (FIN)
- 2ND RDG 18. AUTHORIZE SAF DIR TO ENTER INTO LEASE AGMT W/CANTON REGIONAL CHAMBER OF COMMERCE FOR PURPOSE OF UTILIZING CITY OWNED PARKING SPACE; EMERGENCY (FIN)
- 2ND RDG 19. AUTHORIZE SERV DIR TO ENTER INTO LEASE AGMT W/CANTON JOINT RECREATION DISTRICT FOR CITY OWNED PROPERTY @ 1414 MARKET AVE N; EMERGENCY (FIN)
- 2ND RDG 20. AUTHORIZE SERV DIR TO PURCHASE EASEMENTS IN CONJUNCTION W THE HARTVILLE/LAKE TWP WATER MAIN EXTENSION PROJ; AMEND APPROP O#220/2011 BY MAKING \$74,525.00 FROM UNAPPROP BAL OF 5201 WATER FUND TO 5201 207026 HARTVILLE/LAKE TWSHP 2011 WATER MAIN - OTHER; EMERGENCY (E&PU)
- 2ND RDG 21. AUTHORIZE MAYOR &/OR SERV DIR TO ACCEPT DONATION OF LAND FROM THE JAMES F. RICH REVOCABLE TRUST. JAMES F. RICH, TRUSTEE; ENTER INTO AGMT W/THE JAMES F. RICH REVOCABLE TRUST & THE MONTABELLA ESTATES HOMEOWNERS ASSOC, INC; EMERGENCY (OUTLOT 1023 - PARCEL 0305908) (C&ED)
- 2ND RDG 22. AUTHORIZE AUDITOR TO ENTER INTO PROF SVCS CONTRACTS FOR ALL CONTRACTUAL COMMITMENTS, INCLUDING BOND LEGAL COUNSEL & RELATED BANK SVCS NECESSARY FOR CITY TO ISSUE BOND ANTICIPATION NOTE; EMERGENCY (FIN)
- 2ND RDG 23. AUTHORIZE MAYOR, SERV DIR &/OR SAF DIR TO COMPLETE THE CONTRACTING PROCESS FOR VARIOUS CONTRACTS PREVIOUSLY AUTHORIZED BUT NOT COMPLETED BY 1/1/12; EMERGENCY
_____(JUD)
- 2ND RDG 24. AUTHORIZE SERV DIR & SAF DIR TO ADVERTISE, REC BIDS & ENTER INTO CONTRACT FOR SUPPLY ITEMS, MATERIALS & PROFESSIONAL SVCS FOR CITY'S OPERATIONS DURING THE 2012 CALENDAR YR; AUTHORIZE ALTERNATIVELY THE PURCHASE OF SAID ITEMS PURSUANT TO THE STATE COOP PURCHASING AGMT &/OR ODOT PURCHASING AGMT; EMERGENCY (FIN)
- 1/2012 25. AUTHORIZE SERV DIR TO ENTER INTO AN AMENDMENT AGMT W/VECTREN RETAIL, LLC FOR THE PROVISIONS OF DISCOUNTED NATURAL GAS TO ELIGIBLE RESIDENTS & SMALL BUSINESSES IN CITY; EMERGENCY (E&PU)

ORDINANCES & FORMAL RESOLUTIONS FOR THIRD/FINAL READING & VOTE: None

ANNOUNCEMENT OF COMMITTEE MEETINGS:**MONDAY, FEBRUARY 6, 2012 in Council Caucus Room at 6:00 P.M.**

- 1) Finance Committee
- 2) Judiciary Committee
- 3) Community & Economic Development Committee
- 4) Personnel Committee

MISCELLANEOUS BUSINESS: Service Director Price asks for a moment of silence for the passing of Kenny Frascone, a city employee who worked at the Civic Center and transferred to Water Reclamation for a period of time and then came to the Building Maintenance Dept. He was suddenly taken by cancer and this is like the loss of a family member. Member Barton calling a Personnel Committee meeting for February 6th. Service Director Price inviting all to the re-dedication of City Hall on Friday, February 3, 2012. He wanted to thank Member Dougherty, Clerk Timberlake, Court Administrator Kochera and Assistant Service and Safety Director Derek Gordon for all of their efforts in this event. This will take place at 6:00 P.M. and you will all have the opportunity to meet some of the family members of Delbert Sullivan.

ADJOURNMENT: 8:20 P.M.

THE NEXT REGULAR COUNCIL MEETING WILL BE HELD ON MONDAY, FEBRUARY 6, 2012 @ 7:30 PM